

EXPRESS MAIL NO.: EE615209922US

12-10-01

*Sector 4*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of:  
Thomas H. TURPEN

Art Unit: 1633

Appl. No. 09/930,329

Examiner: Not Yet Assigned

Filed: August 14, 2001

Attorney Docket: 00801.0103.DVUS02

For: **VIRAL AMPLIFICATION OF  
RECOMBINANT MESSENGER  
RNA IN TRANSGENIC PLANTS**

**Response to Notice to File  
Missing Parts of Application**

Commissioner for Patents  
Washington, D.C. 20231  
**ATTN: Box Missing Parts**

Sir:

In response to the **Notice to File Missing Parts of Application--Filing Date Granted** dated September 28, 2001, Applicant submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

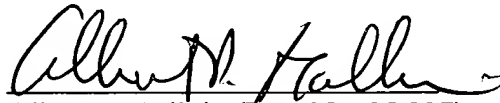
- ☒ Copy of the Notice to File Missing Parts;
- ☒ Copy of Previously file Declaration, executed by the inventor;
- ☒ Return postcard; and
- ☒ Our Check for \$130.00 to cover:  
\$130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16)

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number 00801.0103.DVUS02. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 08-3038 referencing docket number 00801.0103.DVUS02. A duplicate copy of this Response is enclosed.

Respectfully submitted,

Date: November 9, 2001

  
Albert P. Halluin (Reg. No. 25,227)  
Viola T. Kung (Reg. No. 41,131)

HOWREY SIMON ARNOLD & WHITE, LLP  
301 Ravenswood Avenue  
Box No. 34  
Menlo Park, CA 94025  
(650) 463-8109

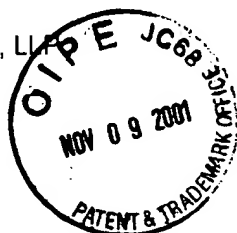


## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/930,329	08/14/2001	Thomas H. Turpen	00801.0103.DVUS02

27194  
HOWREY SIMON ARNOLD & WHITE, LLP  
BOX 34  
301 RAVENSWOOD AVE.  
MENLO PARK, CA 94025



CONFIRMATION NO. 2314

## FORMALITIES LETTER



\*OC000000006802006\*

Date Mailed: 09/27/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

12/13/2001 ADDITION 00000070 09930329  
01 FC:105 130.00 DP